

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION**

ALTAMAHA RIVERKEEPER, ONE
HUNDRED MILES, SURFRIDER
FOUNDATION, and CENTER FOR A
SUSTAINABLE COAST,

Plaintiffs,

v.

THE UNITED STATES ARMY CORPS OF
ENGINEERS, et al.,

Defendants,

and

SEA ISLAND ACQUISITION, LLC,

Defendant - Intervenor.

CIVIL ACTION NO.
4:18-cv-00251-JRH-CLR

CONSENT MOTION TO AMEND SCHEDULING ORDER

Plaintiffs, Altamaha Riverkeeper, One Hundred Miles, Center for a Sustainable Coast, and Surfrider Foundation, and Defendant-Intervenor, Sea Island Acquisition, LLC, move to amend the scheduling order and extend the deadline for the parties to file and respond to motions for summary judgment by sixty days for the following reasons.

1. On February 27, 2019, the Court entered a scheduling order setting the Plaintiffs' deadline to file motions for summary judgment as May 23, 2019. ECF No. 45.

2. Thereafter, on May 15, 2019, Plaintiffs, Altamaha Riverkeeper, One Hundred Miles, and Surfrider Foundation, Defendant-Intervenor, Sea Island Acquisition, LLC, and Federal Defendants, the Army Corps of Engineers, *et al.*, filed a Consent Motion to Amend the Scheduling Order, ECF No. 50, in order for Plaintiffs Altamaha Riverkeeper, One Hundred

Miles, and Surfrider Foundation, and Defendant-Intervenor to narrow the disputed issues to the extent possible and prepare appropriate Motions for Summary Judgment.

2. On March 20, 2019, the Court granted the Consent Motion, setting Plaintiffs' deadline to file Motions for Summary Judgment for July 23, 2019. ECF 51.

3. Project construction has stopped through October 31, 2019 for sea turtle nesting protection.

4. In order for Plaintiffs and Defendant-Intervenors to continue their efforts to narrow or resolve the disputed issues, the parties request a sixty-day extension of the summary judgment briefing scheduling with the following deadlines:

September 23, 2019 Plaintiffs' separate Motions for Summary Judgment due.

November 7, 2019 Federal Defendants' and Intervenor's separate Opposition and Cross-Motions for Summary Judgment due.

December 9, 2019 Plaintiffs' separate Oppositions to Cross-Motions for Summary Judgment and Reply (if any), due.

January 8, 2020 Federal Defendants' and Intervenor's separate Summary Judgment Replies due.

5. Federal Defendants consent to the instant motion.

For the reasons set forth above, the Plaintiffs and Defendant-Intervenor request that the Court amend the Scheduling Order and extend all summary judgment deadlines by sixty days as set forth above. A proposed order is attached.

Respectfully submitted this 21st day of June, 2019.

/s/ Megan Hinkle Huynh

WILLIAM W. SAPP

MEGAN HINKLE HUYNH

Southern Environmental Law Center

Ten 10th St. NW, Suite 1050

Atlanta, Georgia 30309

(404) 521-9900

bsapp@selcga.org

mhuynh@selcga.org

*Attorneys for Plaintiffs Altamaha Riverkeeper, One
Hundred Miles, and Surfrider Foundation*

/s/ Kimberly A. Sturm

KIMBERLY ANN STURM

Weissman PC

One Alliance Center, 4th Floor

3500 Lenox Road Atlanta, Georgia 30326

(404) 926-4630

Kaseys@weissman.law

*Attorney for Plaintiff Center for a Sustainable
Coast*

/s/ James B. Durham

JAMES B. DURHAM

Georgia Bar No. 235526

STEPHANIE R. McDONALD

Georgia Bar No. 274946

Hall Booth Smith, P.C.

3528 Darien Highway, Suite 300

Brunswick, Georgia 31525

Phone: (912) 554-0093

jdurham@hallboothsmith.com

/s/ Patricia T. Barmeyer

PATRICIA T. BARMEYER

Georgia Bar No. 038500

RANDY J. BUTTERFIELD

Georgia Bar No. 100120

King & Spalding, LLP

1180 Peachtree Street NE

Atlanta, Georgia 30309-3521

Phone: (404) 572-4600

pbarmeyer@kslaw.com

Attorneys for Defendant-Intervenor